UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK		
IN RE VEECO INSTRUMENTS INC. SECURITIES LITIGATION	- <b>X</b> : : :	05 MD 1695 (CM)(GAY)
THIS DOCUMENT RELATES TO: ALL ACTIONS	x : : : : x	

## DECLARATION OF COLIN R. YOUNG IN SUPPORT OF DEFENDANTS' MOTION IN LIMINE TO PRECLUDE EVIDENCE REGARDING VEECO'S USE OF FISCAL QUARTERS

## (FILED UNDER SEAL PURSUANT TO CONFIDENTIALITY ORDER DATED MAY 16, 2006)

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Attorneys for Defendants Veeco Instruments Inc., Edward H. Braun, John F. Rein, Jr. and John P. Kiernan COLIN R. YOUNG declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the following is true and correct:

- 1. I am a lawyer with the law firm of Gibson, Dunn & Crutcher LLP, counsel to Defendants Veeco Instruments Inc., Edward H. Braun, John F. Rein, Jr., and John P. Kiernan in this action.
  - 2. Attached hereto as Exhibits are true and correct copies of the following:

Exhibit No.	<u>Description</u>
A	Excerpts from Expert Report of Robert W. Berliner, dated April 11, 2007.
В	Excerpts from the deposition transcript of Edward H. Braun, dated February 23, 2007.
С	Excerpts from deposition transcript of John P. Kiernan, dated February 27, 2007.
D	Excerpts from the deposition transcript of David G. Bonagura, dated April 18, 2007

Executed on June 6, 2007

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